

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 18TH DECEMBER 2007 / 27TH AGRAHAYANA 1929

Crl.Rev.Pet.No. 4573 of 2007()

CRA.129/1995 of SESSIONS COURT, KOTTAYAM
CC.767/1992 of JUDL. MAGISTRATE OF FIRST CLASS,
CHANGANACHERRY
.....

REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

V.P.SURENDRAN, CHOOLAPURACKAL HOUSE,
THIRUMALA WARD,ALAPPUZHA.

BY ADV. SRI.G.SUKUMARA MENON
SMT.DEEPTHI S.MENON

RESPONDENTS: RESPONDENTS/STATE

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1. THE STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, KOCHI-11.
 2. THANKACHAN,KANIYANPARAMBIL,
MALAKUNNAM BHAGOM,KURICHY,CHANGANACHERRY,
KOTTAYAM.

BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR
SRI.K.SURESH

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 18/12/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.
* * * * *
Crl.R.P. No.4573 of 2007
* * * * *
Dated: 18-12-2007

ORDER

The accused in C.C. No. 767 of 1992 on the **file** of the J.F.C.M. Changanacheery, for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 4573 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

**V. RAMKUMAR,
(JUDGE)**

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